

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF WEST VIRGINIA

Terrence Joseph McGuirk 3542722

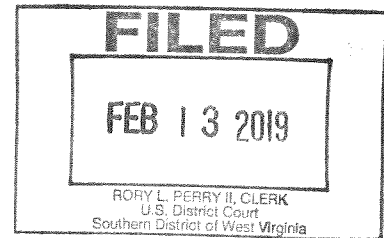
(Enter above the full name of the plaintiff
or plaintiffs in this action).

(Inmate Reg. # of each Plaintiff)

VERSUS

CIVIL ACTION NO. 5:19-cv-00109
(Number to be assigned by Court)

Christopher A. Blevins



(Enter above the full name of the defendant
or defendants in this action)

COMPLAINT

I. Previous Lawsuits

- A. Have you begun other lawsuits in state or federal court dealing with the same facts involved in this action or otherwise relating to your imprisonment?

Yes _____

No X

- B. If your answer to A is yes, describe each lawsuit in the space below. (If there is more than one lawsuit, describe the additional lawsuits on another piece of paper, using the same outline).

1. Parties to this previous lawsuit:

Plaintiffs: _____

Defendants: _____

2. Court (if federal court, name the district; if state court, name the county);

-
3. Docket Number: _____

4. Name of judge to whom case was assigned:

5. Disposition (for example: Was the case dismissed? Was it appealed? Is it still pending?)

-
6. Approximate date of filing lawsuit: _____

7. Approximate date of disposition: _____

SPT 1200 Airport Rd. Beaver, MI 49813

- Yes

Nc

- Yes

100

No

1. What steps did you take?

2. What was the result?

- D. If your answer is NO, explain why not:

Complaint is from
12-F-128

(In item A below, place your name and inmate registration number in the first blank and place your present address in the second blank. Do the same for additional plaintiffs, if any.)

- A. Name of Plaintiff:

Terrence Joseph McGurk #3542722

Address:

SRT 1200 Airport Rd. Beaver, WY 25813

- B. Additional Plaintiff(s) and Address(es):

(In item C below, place the full name of the defendant in the first blank, his/her official position in the second blank, and his/her place of employment in the third blank. Use item D for the names, positions, and places of employment of any additional defendants.)

C. Defendant: Christopher A. Blevins
 is employed as: West Virginia State Trooper (BCI)
 at 725 Jefferson Rd, South Charleston, WV 25309

D. Additional defendants: _____

IV. Statement of Claim

State here as briefly as possible the facts of your case. Describe how each defendant is involved. Include also the names of other persons involved, dates and places. Do not give any legal arguments or cite any cases or statutes. If you intend to allege a number of related claims, set forth each claim in a separate paragraph. (Use as much space as you need. Attach extra sheets if necessary.)

West Virginia State Trooper (BCI) Division
Christopher A. Blevins, lost, stole, and/or
destroyed, personal non-contraband items belonging
to myself. Trooper Blevins was personally
responsible for the items in accordance with
law enforcement's rules for or letting to Chain
of evidence. Please excuse the lapse in time
of filing but this information was not

IV. Statement of Claim (continued):

available to me until filing a Pro-se motion to the Court, requesting the return of all non-contraband items, after numerous requests to appointed Counsel in the Criminal matter refused to do so. Please view included documents. See Exhibit "A"

1. Emails between Assistant State Prosecutor & my court appointed Counsel following Pro-se motion to return all non-contraband items.

V. Relief

State briefly exactly what you want the court to do for you. Make no legal arguments.
Cite no cases or statutes.

Hold West Virginia State Trooper Christopher A. Blevins personally responsible for the lost, stole, and/or destroyed personal property, by finding him guilty of the above mentioned. Holding him financially responsible for the following items: (See Exhibit "B")

If so, state the lawyer's name and address:

Signed this 11th day of February, 2019.

James M. Smith 3542722

Signature of Plaintiff or Plaintiffs

I declare under penalty of perjury that the foregoing is true and correct.

Executed on February 11, 2019
(Date)

James M. Smith 3542722
Signature of Movant/Plaintiff

Signature of Attorney
(if any)